



(Filed as NBI-855A) [Now, 76590]

: Group Art Unit: 1761

: Examiner Lien Tran

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Before the Board of Patent Appeals and Interferences

In re Application of

Robert F. Gehan, et al.

Serial No. 09/761,322

Filed: January 16, 2001

For: NOVELTY COOKIE PRODUCT

Mail Stop Appeal Brief-Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## **Substitute Brief on Appeal**

Kindly enter this Brief on Appeal in response to the Notification mailed January 12, 2005.

This Brief on Appeal is submitted in triplicate.

Appellants request an Oral Hearing.

## Certificate of Mailing by First Class Mail

I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, NA 22313 1450.

February 14, 2005

Thaddius J.

03/04/2005 VSEAFORT 00000001 09761322

01 FC:1403

1000.00 DA